

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL  
OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA,  
HELD TUESDAY, JUNE 13, 2006, AT 7:00 P.M.**

The meeting was called to order by Mayor Elaine M. Scruggs, with Vice Mayor Thomas R. Eggleston and the following Councilmembers present: Joyce V. Clark, Steven E. Frate, David M. Goulet, H. Philip Lieberman, and Manuel D. Martinez.

Also present were Ed Beasley, City Manager; Pam Kavanaugh, Assistant City Manager; Craig Tindall, City Attorney; and Pamela Hanna, City Clerk.

Mayor Scruggs welcomed the Boy Scouts of Troop 760 to the meeting. Scoutmaster Steve Welker, Assistant Scoutmaster Regan Stone and scouts Jarom Stone, Seth Erickson, Andrew Garver, Duncan Olson and Andrew Maw.

**COMPLIANCE WITH ARTICLE VII, SECTION 6(c) OF THE GLENDALE CHARTER**

A statement was filed by the City Clerk that the ten resolutions and six ordinances to be considered at the meeting were available for public examination and the title posted at City Hall more than 72 hours in advance of the meeting.

**APPROVAL OF THE MINUTES OF THE MAY 23, 2006 CITY COUNCIL MEETING**

**It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the May 23, 2006 regular City Council meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.**

**PROCLAMATIONS AND AWARDS**

**RECOGNITION OF COMMUNITY SERVICE FOR PLANNING COMMISSIONERS  
ERNIE ARCE AND MICKEY LUND**

This is a request for the City Council to recognize Ernie Arce and Mickey Lund for their dedicated service to Glendale's Planning Commission. The function of the Planning Commission is to provide analysis and recommendations to the Council on matters affecting land use and development within the city.

Mr. Arce served on the Planning Commission from 2002 to 2006, representing the Sahuaro District. Ms. Lund served on the Planning Commission from 2002 to 2006, representing the Barrel District.

The recommendation was to present plaques to Ernie Arce and Mickey Lund for outstanding service to the City of Glendale as members of the Planning Commission.

The Mayor called Mickey Lund and Ernie Arce forward to receive their plaques.

Ms. Lund thanked the Council, particularly Vice Mayor Eggleston, for trusting her to represent the Barrel District on the Commission.

### RECOGNITION OF STUDENTS FOR “RECYCLING IS FUN” DESIGN-A-SIGN CONTEST

This is a request for the City Council to recognize four Glendale students for their drawings submitted for a Design-A-Sign contest sponsored by the Glendale Sanitation Division.

The Sanitation Division initiated a contest for children aged six to nine to submit a drawing with the theme “Recycling is Fun”. A total of 60 children participated in the contest and all children received a certificate of recognition. Winners in each age group will have their artwork reproduced on a sign for display on the side of one of the city’s recycling trucks.

The Glendale Recycling Program provides residents an opportunity to recycle by collecting paper, plastic, and metal products once a week from each single-family home. The key to a lasting program in the community is to encourage children to learn about recycling and participate in the program. Thousands of children have taken tours of the Glendale Materials Recovery Facility, where the recyclable material is baled and sold. The prominent display of children’s artwork reaches out to the next generation of recyclers, thereby helping to reinforce recycling.

The recommendation was to present Sydney Horton (age 6), Vincent Ferroni (age 7), Ashleigh Padgett (age 8), and Angel Sanchez (age 9) certificates of recognition for their entries in the Design-A-Sign contest.

Michelle Rotenco, Deputy Field Operations Director, called forward Sydney Horton, Vincent Ferroni, Ashleigh Padgett and Angel Sanchez forward and presented their plaques. Mayor Scuggs congratulated the children on their accomplishment.

### **CONSENT AGENDA**

Mr. Ed Beasley, City Manager, read Agenda Item Numbers 1 through 19 and Ms. Pamela Hanna, City Clerk, read consent agenda resolutions numbers 20 through 25 by number and title.

#### **1. LIQUOR LICENSE NO. 3-1056 – PAPA’S GYROS RESTAURANT**

This is a request by Seyyed Ali Sarmadi for the City Council to approve a new license application for this Series 12 (Restaurant - All Liquor) license for Papa’s Gyros Restaurant, located at 4935 West Glendale Avenue #4.

The approval of this license will increase the total number of liquor licenses in this area by one.

The Planning Department, the Police Department, and the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements.

No protests were received during the 20-day posting period.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1056.

2. LIQUOR LICENSE NO. 3-1057 – RED DEVIL PIZZA BISTRO

This is a request by Mark Nicholas Tomasello for the City Council to approve a new license application for this Series 12 (Restaurant - All Liquor) license for Red Devil Pizza Bistro, located at 18295 North 83<sup>rd</sup> Avenue, C-103.

The approval of this license will increase the total number of liquor licenses in this area by one.

The Planning Department, the Police Department, and the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements.

No protests were received during the 20-day posting period.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1057.

3. LIQUOR LICENSE NO. 3-1058 – STINGERS SPORTS BAR

This is a request by Dale William Hanson for the City Council to approve a person-to-person transfer of ownership for this Series 6 (Bar - All Liquor) license for Stingers Sports Bar, located at 10222 North 43<sup>rd</sup> Avenue, Units 14 & 15.

The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The Planning Department, the Police Department, and the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements.

No protests were received during the 20-day posting period.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1058.

4. AWARD OF BID 06-18, LIQUID CARBON DIOXIDE

This is a request for the City Council to approve the award of Bid 06-18 for liquid carbon dioxide to Praxair, Inc.

Approval of this bid award will assist in achieving the Council's goal of providing high-quality services to Glendale citizens.

The City of Glendale, along with the City of Chandler, issued a solicitation with the combined annual requirements for liquid carbon dioxide. Liquid carbon dioxide is used at water treatment plants to improve the overall water quality. The Cholla Water Treatment Plant is currently using liquid carbon dioxide and the Oasis Water Treatment Plant will also use this product when the plant comes on-line in late 2007 or early 2008.

Four bids were received, with the lowest responsive bid submitted by Praxair, Inc. Upon approval by the Council, the agreement will be in effect for one year. The agreement also contains bid specifications that will permit the city, at the discretion of the City Manager, to extend this agreement for four additional years in one-year increments.

Entering into a cooperative purchase agreement allows the city to take advantage of cost saving prices that could not be realized if a proposal was issued for Glendale's needs only.

Funding is available in the following operating base budget account during the next five years.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$86,250

**Account Name, Fund, Account and Line Item Number:**

Cholla WTP, Account No. 83-6422-7521

The recommendation was to approve the award of Bid 06-18 for liquid carbon dioxide to Praxair, Inc. in an amount not to exceed \$86,250.

5. AWARD OF BIDS 06-22 AND 06-23, WATER QUALITY LABORATORY INSTRUMENTS

This is a request for the City Council to award Bids 06-22 and 06-23 and authorize the purchase of two replacement Gas Chromatograph Mass Spectrometer (GCMS) water quality instruments for the Water Quality Laboratory. The two GCMS

units are not identical. Each GCMS will have a different configuration, and will be used for different analytical methods.

Replacement of the Water Quality Laboratory instruments will assist the city in maintaining a high-quality drinking water service for the citizens.

The current water quality testing instruments need replacement due to age, frequency of maintenance and repairs, and difficulty in obtaining replacement parts.

Three bids were received in response to the city's request for both Proposals 06-22 and 06-23, for the purchase of water quality testing instruments to replace older instruments. A committee, consisting of staff from the city's Water Quality Laboratory and an analyst from a private laboratory, reviewed the offers received. Specific evaluation factors included: compliance with specifications, customer support, references and overall cost. For both bids, the offer scored highest by the committee was submitted by Agilent Technologies, Inc.

One GCMS instrument will be used for the analysis of volatile organic compounds such as solvents and trihalomethanes. This item will replace existing equipment that is approximately ten years old.

The second GCMS instrument will be used for the analysis of semi-volatile organic compounds such as haloacetic acids and pesticides. This item will replace existing equipment that is approximately nine years old.

Both instruments will be used to regularly monitor and ensure the safety of the city's drinking water and compliance with the Safe Drinking Water Act.

Funding is available in Fiscal Year 2005-06, Water Quality Instruments.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$160,342

**Account Name, Fund, Account and Line Item Number:**

Water Quality Instruments, Account No. 50-9220-8400

The recommendation was to award Bids 06-22 and 06-23 to Agilent Technologies, Inc. and authorize the purchase of the water quality testing instruments in an amount not to exceed \$160,342.

6. AWARD OF PROPOSAL 06-27, RIGHT-OF-WAY LANDSCAPE MAINTENANCE

This is a request for the City Council to approve the award for a right-of-way landscape maintenance contract for all city-landscaped right-of-ways to Mariposa Horticultural Enterprises Inc.

Approval of this bid award will assist in achieving the Council's goal of providing high-quality services to Glendale citizens.

The city has contracted for right-of-way landscape maintenance since the mid-1990s. To continue this service, the city issued a Request for Proposal. To provide opportunities to small and/or minority-owned companies, the proposal was broken into three geographic areas, permitting smaller landscaping companies the opportunity to submit a bid. A total of four responses were received.

A committee, consisting of staff from the Field Operations Department, reviewed the offers received. Specific evaluation criteria included overall cost, compliance with specifications, capabilities, and references. The offer scored highest by the committee for all three geographic areas was submitted by Mariposa Horticultural Enterprises Inc. Upon Council approval, this award will be effective July 1, 2006 and continue for one year. The proposal's specifications contain an option clause that will permit the city, at the discretion of the City Manager, to extend this agreement for four additional years in one-year increments.

The Council approved a right-of-way landscape maintenance contract on June 22, 1999 that expired on June 30, 2004. On April 21, 2004, an administrative award was authorized for another vendor effective July 1, 2004. That contract was extended to June 30, 2006. During the Fiscal Year 2006-07 budget process, the Council approved funding as part of a budget supplemental for new landscape maintenance services for areas that will be added to the city's landscape maintenance contract.

Existing funding is available for right-of-way landscape areas currently being maintained. A budget supplemental was submitted by the Field Operations Department to fund on-going maintenance of the additional landscaped areas starting in Fiscal Year 2006-07.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$500,000

**Account Name, Fund, Account and Line Item Number:**

Right-of-Way Maintenance, Professional and Contractual, Account No. 12-6224-7330

The recommendation was to approve the award for a right-of-way landscape maintenance contract for all city-landscaped right-of-ways to Mariposa Horticultural Enterprises Inc. in an amount not to exceed \$500,000.

7. AWARD OF PROPOSAL 06-28, GRAND AVENUE OVERPASSES RIGHT-OF-WAY LANDSCAPE MAINTENANCE

This is a request for the City Council to approve the award for right-of-way landscape maintenance associated with the new Grand Avenue overpasses to Westscape Environmental, Inc.

Approval of this bid award will assist in achieving the Council's goal of providing high-quality services to Glendale citizens.

The Arizona Department of Transportation has recently completed construction and landscaping of overpasses for four Grand Avenue intersections. Upon the state's completion of these landscape improvements, the maintenance becomes the responsibility of the city. To provide for this maintenance, the city issued a Request for Proposal (RFP) and three responses were received. A committee, consisting of staff from the Field Operations Department, reviewed the offers received. Specific evaluation criteria included overall cost, compliance with specifications, capabilities, and references. The offer scored highest by the committee was submitted by Westscape Environmental, Inc. Upon Council approval, this award will become effective July 1, 2006 and continue for one year. The RFP's specifications contain an option clause that will permit the city, at the discretion of the City Manager, to extend this agreement for four additional years in one-year increments.

The Council approved the funding for the maintenance of this newly landscaped right-of-way as part of a budget supplemental for Fiscal Year 2006-07.

A budget supplemental was submitted by the Field Operations Department to fund on-going maintenance of the right-of-way improvements associated with the recently completed Grand Avenue overpasses starting in Fiscal Year 2006-07.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$66,660

**Account Name, Fund, Account and Line Item Number:**

Right-of-Way Maintenance, Professional and Contractual, Account No. 12-6224-7330

The recommendation was to approve the award for right-of-way landscape maintenance associated with the new Grand Avenue overpasses to Westscape Environmental, Inc. in an amount not to exceed \$66,660.

8. AWARD OF BID 06-29, APPLICATION OF GRANITE IN CITY RIGHT-OF-WAYS

This is a request for the City Council to approve the award to apply additional granite to enhance the city's high impact right-of-ways.

This award will assist the city in maintaining high quality service for citizens and contribute to the city's landscape appearance for mega events.

One bid was received to apply decomposed granite in selected city right-of-ways and medians. The selected right-of-ways, Bell Road, Glendale Avenue, and Camelback Road, are considered high-visual impact areas for mega events. The existing granite in these areas has been identified as needing refurbishment. The only bid received came from Sunburst Landscaping, Inc.

The Council approved the funding for these enhancements of existing right-of-ways as part of a budget supplemental for Fiscal Year 2006-07.

A budget supplemental was submitted by the Field Operations Department to fund this one-time project to be completed during Fiscal Year 2006-07.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$377,111

<b><u>Account Name, Fund, Account and Line Item Number:</u></b> Right-of-Way – Mega Events, Account No. 03-6260-7330
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The recommendation was to approve the award to apply additional granite for the enhancement of the city's high impact right-of-ways to Sunburst Landscaping, Inc. in an amount not to exceed \$377,111.

9. AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT - HICKMAN'S EGG RANCH

This is a request for the City Council to approve an amendment to the professional services agreement with the firm of Brown and Caldwell Environmental Engineers and Consultants for the environmental remediation and construction administration of the demolition of the former Hickman Egg Ranch property.

This is also a request for the approval to transfer Fiscal Year 2005-06 General Fund contingency appropriation authority and funds to cover the costs for this contract amendment.



In 2001, the city entered into an agreement to purchase the 19-acre property known as Hickman Egg Ranch, located at 7403 North 91<sup>st</sup> Avenue. Final payment was made in July of 2005 and the city took possession of the property. The city hired Brown and Caldwell in July of 2005 to perform the environmental site analysis of the property. In February of 2006, an emergency services contract was given to Brown and Caldwell to expedite the environmental clean up and demolition of the structures on the property.

On July 17, 2001, the Council approved the purchase of the property. On July 12, 2005, the Council approved the professional services agreement with Brown and Caldwell Environmental Engineers and Consultants for the environmental site analysis.

Engineering staff has been in contact with the local homeowners association and the principal of the neighboring high school to keep them informed of the progress of the project.

This transaction will require the transfer of General Fund contingency appropriation authority and funds of \$458,000 from Fiscal Year 2005-06 General Fund Contingency, Account No. 01-2450-7000.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X		X	\$458,000

**Account Name, Fund, Account and Line Item Number:**

PAYGO account number to be assigned upon approval - \$458,000

The recommendation was to approve the amendment to the professional services agreement with Brown and Caldwell Environmental Engineers and Consultants and authorize the transfer of \$458,000 in appropriation authority and funds from the Fiscal Year 2005-06 General Fund Contingency to a new division that will be established in the city's PAYGO program upon Council's approval of this contract award.

10. **AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT – PUBLIC SAFETY TRAINING CENTER, PHASE ONE**

This is a request for the City Council to approve Amendment No. One to the professional services agreement with Lawrence Enyart Architects. The amendment will provide additional design and construction administration services for the Public Safety Training Facility to meet the needs of Glendale's partners, including the cities of Avondale, Peoria and Surprise, and the Maricopa County Community College District (MCCCD).

The Public Safety Training Facility will provide a new resource for the training of fire and police personnel. The ability to meet the future demands for trained public safety personnel will help ensure the public's safety.

Lawrence Enyart Architects was awarded a professional services agreement in June of 2005 for the design of phase one of the Public Safety Training Facility. This design was to accommodate only the needs of the Glendale Fire and Police Departments.

The Intergovernmental Agreement (IGA) that the Council approved on March 14, 2006 with the cities of Peoria, Surprise and Avondale, and the MCCCDC resulted in the need for alterations of the initial plan for the facility. Specifically, the size of the administration and classroom building will increase from approximately 30,000 square feet to almost 60,000 square feet.

On June 28, 2005, the Council approved a professional services agreement with Lawrence Enyart Architects for design and construction administration services for phase one of a Glendale only Public Safety Training Facility.

On March 14, 2006, the Council approved an IGA with the cities of Avondale, Peoria and Surprise, and the MCCCDC for the financial and operational partnership of the training center.

The facility will provide the Fire and Police Departments the ability to train public safety employees to meet future needs.

Funds for this project are available in Fiscal Year 2006-07 in Public Safety Training Facility Phase I, Account No. 95-8227-8330. These additional costs will be recovered as a component of the partnership funding.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$1,061,761

**Account Name, Fund, Account and Line Item Number:**

Public Safety Training Facility Phase I, Account No. 95-8227-8330.

The recommendation was to approve Amendment No. One to the professional services agreement with Lawrence Enyart Architects in the amount of \$1,061,761.

**11. AWARD OF CONSTRUCTION CONTRACT FOR THE HICKMAN AND WESTGATE OVERFLOW PARKING LOTS**

This is a request for the City Council to approve a Guaranteed Maximum Price (GMP) construction contract with Hunter Contracting Company for the construction of two overflow parking lots to be used for the Cardinals football games and other Arizona Sports and Tourism Authority (AZSTA) related events. The lots will be located on the 19-acre property formerly known as the Hickman Egg Ranch at 7403 North 91<sup>st</sup> Avenue and a 25-acre site located on the Westgate property at the southeast corner of Glendale Avenue and the 101 Freeway.

This is also a request for the approval to transfer Fiscal Year 2006-07 General Fund contingency appropriation authority and funds to cover a portion of the costs for this contract award.

Construction of these two parking lots will satisfy the requirements of the development agreement between the City of Glendale, The Arizona Cardinals, and the AZSTA.

The development agreement between the City of Glendale, The Arizona Cardinals, and the AZSTA outlines that the city is responsible for providing 5,000 overflow parking spaces for Arizona Cardinals games. The current youth sports fields complex will provide 1,400 turf spaces. The Hickman 19-acre site and the Westgate 25-acre site will provide the remaining required improved parking.

The contract scope with Hunter Contracting Company for the overflow parking lots is part of the larger project known as the youth sports fields, necessary to support the Cardinals Stadium that Hunter Contracting is currently completing.

On July 12, 2005, the Council approved the professional services agreement with Brown and Caldwell to assist staff in the remediation and demolition of the Hickman Egg Ranch.

On September 28, 2004, the Council adopted a resolution approving the memorandum of agreement with the Arizona Cardinals and the AZSTA outlining the need for overflow parking.

Authorizing the construction of the parking lots will ensure completion before the grand opening of the new Cardinals Stadium.

This transaction will require transfers of \$172,810.48 from Cards-Coyotes – Pedestrian Circulation, Account No. 33-9474, and \$627,190 from Buses/Vans, Account No. 33-9444, to the Glendale Onboard Transportation Program, Hickman Site Paving, Account No. 33-9507-8300

This transaction will also require the transfer of General Fund contingency appropriation authority and funds of \$2,028,770 from Fiscal Year 2006-07 General Fund Contingency, Account No. 01-2450-7000. If the Council approves this transfer, a new General Fund PAYGO project-account combination will be created for the expense.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X	X	\$2,828,770.48

Hickman Site Paving, Account No. 33-9507-8300, \$800,000.48 PAYGO account number to be assigned upon approval, \$2,028,770
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The recommendation was to approve the Guaranteed Maximum Price construction contract with Hunter Contracting in the amount of \$2,753,707.48 to construct two overflow parking lots and authorize the transfer of \$2,028,770 in appropriation authority and funds from the Fiscal Year 2006-07 General Fund Contingency to a new division that will be established in the city's PAYGO program upon approval of this contract award.

12. AWARD OF CONTRACT – FY 2006-07 RUBBERIZED ASPHALT OVERLAY PROGRAM

This is a request for the City Council to award a construction contract to M.R. Tanner Construction for the completion of the Fiscal Year 2006-07 Rubberized Asphalt Overlay Program. This is also a request for the approval to transfer Fiscal Year 2006-07 General Fund contingency appropriation authority and funds to cover a portion of the costs for this contract award.

This project supports the Council's goal of providing high quality services for citizens.

The city utilizes a pavement management system to track the conditions of the existing streets and to prioritize the needed reconditioning and repairs. The Fiscal Year 2006-07 program is planned to recondition deteriorated streets, repair the damage resulting from construction of utility lines, and to improve arterial, collector, and residential streets throughout the city. To best utilize the available funds, the project has been bid using a base bid and several alternates. The base bid includes approximately four and a half miles of arterial streets including:

- 83<sup>rd</sup> Avenue from Camelback to Bethany Home Road
- 59<sup>th</sup> Avenue from Glendale to Olive Avenues
- Glendale Avenue from 59<sup>th</sup> to 63<sup>rd</sup> Avenues
- 51<sup>st</sup> Avenue from Olive to Peoria Avenues

The collector and residential streets encompass approximately 13.5 miles including:

- 47<sup>th</sup> Avenue from Peoria to where it ends at the Arizona Canal Diversion Channel
- Montebello Avenue from 83<sup>rd</sup> Avenue to where it dead ends near the Grand Canal
- 51<sup>st</sup> to 55<sup>th</sup> Avenues between Greenway and Paradise Lane
- 67<sup>th</sup> to 71<sup>st</sup> Avenues from Myrtle to Orangewood
- 49<sup>th</sup> to 51<sup>st</sup> Avenues between Peoria and Cholla Street
- 55<sup>th</sup> to 59<sup>th</sup> Avenues from Thunderbird Road to Acoma

On May 11, 2006, one bid was received. M.R. Tanner Construction, a qualified and licensed contractor, submitted the lowest base bid in the amount of \$3,267,856.10. Three other companies who complete such projects were contacted to find out why they did not bid on the project. Two indicated their current workload would not allow them to complete the work at this time and the third chose not to bid on the project.

This asphalt overlay will provide the community with 18 miles of reconditioned roadways that will assist in noise reduction, improve ride performance, and avoid more costly road reconstruction. It is anticipated that the work will be completed 90 days after the notice to proceed has been issued. Staff anticipates this work will be completed no later than October 15, 2006.

Costs associated with rubberized asphalt have risen dramatically over last year. Material costs alone are up over 50% from costs last year. As in the past, the city will also enlist contractual inspection services to ensure the quality of the work. These services are anticipated to cost \$50,000; therefore, the total cost of the project will be \$3,318,000. Funding of \$3 million is in the Street Maintenance Operating Budget, Account No. 12-6232-8300 for Fiscal Year 2006-07. In order to complete the work, a transfer of \$318,000 in General Fund contingency appropriation authority and funds is required from Fiscal Year 2006-07 General Fund Contingency Account No. 01-2450-7000.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X	X	\$3,318,000

**Account Name, Fund, Account and Line Item Number:**

Pavement Management, Account No. 12-6232-8300, \$3,000,000  
General Fund Contingency, Account No. 01-2450-7000, \$318,000

The recommendation was to award the construction contract to M.R. Tanner Construction in the amount of \$3,267,856.10 for the construction of the Fiscal Year 2006-07 Rubberized Asphalt Overlay Program and authorize the transfer of \$318,000 in appropriation authority and funds from the Fiscal Year 2006-07 General Fund Contingency to the Pavement Management account.

**13. APPROVAL OF PROFESSIONAL SERVICES AGREEMENT FOR THE GLENDALE ONBOARD TRANSPORTATION PROGRAM**

This is a request for the City Council to approve a two-year extension of a professional services agreement with URS Corporation in an amount not to exceed \$4,202,275 for general engineering services to complete capital projects in the Glendale Onboard (GO) Transportation Program. The emphasis of this contract is completing preliminary engineering and environmental analysis for the Northern Parkway and identifying and assisting with the purchase of right-of-way for GO-funded projects.

One of the Council's goals is a city with high-quality services for citizens. When voters passed a half-cent sales tax increase in November of 2001 to support transportation projects, staff began to implement the GO Program. Engineering is completed or underway for a number GO projects. Construction has started on several street, transit, and bicycle facilities.

On January 23, 2002, the City of Glendale requested proposals for general engineering services to implement the capital projects approved by voters of Glendale on November 6, 2001. URS Corporation was selected from a competitive Request for Proposals process as the preferred firm. In the first two years, URS Corporation completed design concepts for most of the projects approved by Glendale voters. On June 11, 2002, the Council awarded a contract to URS Corporation to proceed with General Engineering Services for the GO Program with the option to extend the contract for two additional two-year terms for a total of six years. On June 22, 2004, the Council approved a two-year contract extension for URS Corporation to complete outstanding design concepts, acquire right-of-way needed for all GO Program projects, and provide program support including public involvement, quality control, and financial analysis.

This second proposed contract extension will (1) complete the Northern Parkway Design Concept Report and Environmental Assessment, (2) identify and assist with the purchase right-of-way for the Grand Expressway and street intersection projects, and (3) provide program support, including design review, public involvement, and financial analysis.

In January of 2002, the City of Glendale requested proposals for general engineering services to implement the capital projects approved by the City of Glendale voters. In June of 2002, the Council awarded a contract to URS with the option to extend the contract for two additional two-year terms for a total of six years. In June of 2004, the Council approved a two-year contract extension for URS Corporation.

In November of 2001, Glendale residents approved the GO Program. This program will accomplish improved traffic flow, relieve traffic congestion, increase transportation options, improve air quality, promote economic vitality, and provide regional transportation connections.

The GO Program includes multiple opportunities for public input. This year an annual report was mailed to all Glendale households, a transportation fair was held on April 9, 2006, and a community meeting for the annual report was held on April 19, 2006. The design and construction of each project also provides opportunities for public involvement.

The professional services agreement is estimated at \$4,202,275. Funds are available in proposed Fiscal Year 2006-07 and Fiscal Year 2007-08 Capital Improvement Program budgets for the General Engineering Contract, Account No. 33-9462-8330.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$4,202,275.

**Account Name, Fund, Account and Line Item Number:**

FY 2006-07 General Engineering Contract, Account No. 33-9462-8330, \$2,065,000

FY 2007-08 General Engineering Contract, Account No. 33-9462-8330, \$2,137,275

The recommendation was to approve a two-year extension of the professional services agreement with URS Corporation in an amount not to exceed \$4,202,275. for general engineering services.

14. EMPLOYMENT AGREEMENT WITH THE CITY ATTORNEY

This is a request for the City Council to approve the Employment Agreement with the City Attorney.

The recommendation was to approve and authorize the Mayor to enter into the Employment Agreement with Craig Tindall, to serve as City Attorney.

15. SPRING 2006 NEIGHBORHOOD IMPROVEMENT GRANT PROGRAM RECOMMENDATIONS

This is a request for the City Council to approve the Spring 2006 neighborhood improvement grant requests and program enhancements, as recommended by the Citizens' Advisory Commission on Neighborhoods.

As part of its commitment to revitalizing and preserving older neighborhoods, the Council established the Citizens' Advisory Commission on Neighborhoods to make funding recommendations on neighborhood improvement grant requests. The Council also established the Citizens' Advisory Commission on Neighborhoods to provide advice on general policies, strategies and programs relating to the revitalization and preservation of neighborhoods. The Commission's recommendations are consistent with the Neighborhood Element of the General Plan and Council's strategic goal of one community with strong neighborhoods.

For Fiscal Year 2005-06, the Council set aside \$700,000 to support various neighborhood grant projects. Of this amount, \$270,000 is available for the Spring 2006 Grants Cycle. On May 3, 2006, the Commission on Neighborhoods concluded a two-month review process of nine neighborhood grant requests and voted to recommend funding for each of the projects as follows:

1. Villas Glendale Homeowners' Association – \$15,927 to repave the following streets within the neighborhood: Redfield Road, from 55<sup>th</sup> to 54<sup>th</sup> Avenues, and 54<sup>th</sup> Avenue, from Redfield Road to Dailey Street. The neighborhood will contribute a \$30,916 funding match.

2. Arrowhead Ranch Phase II Homeowners' Association – \$90,000 for the installation of landscaping along the west side of 75<sup>th</sup> Avenue, from Adobe Road to just south of the Loop 101 Highway. The neighborhood will contribute a \$53,200 funding match.
3. West Plaza III & IV Homeowners' Association – \$6,890 for the construction of five sanitation enclosures with access gates within the neighborhood, which is located between 47<sup>th</sup> and 49<sup>th</sup> Avenues, from Northern Avenue to just north of Hayward Avenue. The neighborhood will contribute a \$13,374 funding match.
4. Bethany Heights Neighborhood Association – \$78,689 for the installation of a playground shade structure and new sand for the play area in Mary Silva Park, which is located at the intersection of 45<sup>th</sup> and Marshall Avenues. This will complete the funding needed for the phased-in improvements previously requested and approved for Mary Silva Park.
5. Chaparral Ranch III Homeowners' Association – \$3,300 for replacing and repairing 66 feet of curbing and gutter on the northeast corner of 66<sup>th</sup> Lane and Onyx Avenue. The neighborhood will contribute a \$1,100 funding match.
6. Roadrunner Estates West Neighborhood Association – \$7,000 for landscape design along the south side of Mountain View Road, from 57<sup>th</sup> to just east of 59<sup>th</sup> Avenues. Once design is complete, it is the intent of the neighborhood to apply for construction funds through the Neighborhood Improvement Grant Program.
7. Tierra Buena Neighborhood Association – \$56,000 for improvements to Tierra Buena Park, which is located at 57<sup>th</sup> Avenue and Tierra Buena Lane. Improvements will include the installation of a shade structure and handicap accessible surface for the playground equipment and replacement of the existing concrete volleyball court with a sand surface.
8. Chaparral Country Estates Neighborhood Association – \$7,200 for landscape design along the east side of 83<sup>rd</sup> Avenue, between Ocotillo Road and Maryland Avenue. The design will also include neighborhood identification signage at the east intersection of Tuckey Lane and 83<sup>rd</sup> Avenue. Once design is complete, it is the intent of the neighborhood to apply for construction funds through the Neighborhood Improvement Grant Program.
9. Mohawk Homeowners' Association – \$4,995 for landscaping improvements along the east side of 59<sup>th</sup> Avenue, between Mohawk Lane and the Legends Golf Course. This project will also include removal of a neighborhood identification sign at the northeast intersection of 59<sup>th</sup>



Avenue and Mohawk Lane. The neighborhood will contribute an \$11,092 funding match.

In addition to the above recommendations, the commission is also seeking approval of proposed enhancements to the Neighborhood Improvement Grant Program. Based on its review of grant requests over the past two years and in consideration of the goals and objectives outlined in the 5-Year Neighborhood Revitalization Plan, the Commission on Neighborhoods is recommending the following enhancements to the Neighborhood Improvement Grant Program.

1. Grant Limit: Limit individual grant awards to \$80,000, per funding cycle, with an annual review of this amount by the commission.
2. Enhanced Partnerships: Community entities (non-profit/for-profit businesses, schools, faith-based organizations) will be eligible to initiate funding requests as a secondary applicant, in partnership with a neighborhood as the primary applicant.
3. Small Grants: Set aside \$50,000 on a one-time basis for a new, small grants program. The grant awards would have a limit of \$5,000, per year, per requesting neighborhood. The funds would be awarded to qualified neighborhoods upon commission review and approval. Eligible grant awards would include items such as minor infrastructure improvements; one-time pilot programs for neighborhoods with active plans; and neighborhood connection activities. Under this program, all registered Glendale neighborhoods, regardless of age, would be eligible to apply.

The Neighborhood Improvement Grant Program and its funding were reviewed, discussed, and approved by the Council as a part of the Fiscal Year 2005-06 budget setting process.

The proposed enhancements to the Neighborhood Improvement Grant Program were initially discussed at the October 18, 2005 City Council Workshop.

Each of the recommended grant projects will make needed improvements in the respective neighborhoods.

The proposed enhancements to Neighborhood Improvement Grant Program will increase partnering among neighborhoods, businesses, and community-based nonprofit organizations; make the program more accessible to neighborhoods with small improvement projects; allow for the flexibility to respond to the unique needs of neighborhoods; and encourage fellowship among neighborhood residents.

The following public meetings were held for the Spring 2006 grants process:

- On February 7 and 11, 2006, the Neighborhood Partnership staff conducted two grant orientations to educate prospective neighborhood applicants about the neighborhood grants process.
- On April 22, 2006, the Neighborhood Partnership staff facilitated a grant hearing at which the nine neighborhood applicants publicly presented their grant requests.
- On May 3, 2006, the Neighborhood Partnership staff facilitated a grant hearing at which the Commission on Neighborhoods considered and made funding recommendations for each of the nine neighborhood grant requests.
- In addition to the above meetings, direct mail, neighborhood newsletters, website publicity, media releases and e-mail notification were all used to notify Glendale residents of the opportunity to apply for a Spring 2006 neighborhood grant.

The following public meetings were held to gain input on the proposed enhancements to the Neighborhood Improvement Grant Program:

- On September 15, 2005, staff of the Community Partnerships Department presented a draft version of the new, 5-Year Neighborhood Revitalization Plan, with proposed enhancements to the Neighborhood Improvement Grant Program, to the Commission on Neighborhoods and the Community Development Advisory Committee.
- On October 18, 2005, staff of the Community Partnerships Department presented a draft version of the new, 5-Year Neighborhood Revitalization Plan, with proposed enhancements to the Neighborhood Improvement Grant Program, to the Mayor and Council during a workshop session.
- At the Commission on Neighborhoods' March 1, 2006 and April 5, 2006 regular meetings, staff of the Community Partnerships Department presented a detailed version of the proposed enhancements to the Neighborhood Improvement Grant Program. The commission unanimously supported the proposed enhancements.
- On May 20, 2006, staff of the Community Partnerships Department conducted a focus group meeting with nine neighborhood residents to gain their input on the proposed enhancements to the Neighborhood Improvement Grant Program. The group of residents unanimously supported the proposed enhancements.

Funds for the proposed neighborhood grant requests are available in the following Fiscal Year 2005-06 Neighborhood Improvement Grant Accounts: 01-4420-8320 and 01-4420-7330.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X	X		\$270,000
<b><u>Account Name, Fund, Account and Line Item Number:</u></b>					
Neighborhood Improvement Grant Account No. 01-4420-8330, \$26,117					
Neighborhood Improvement Grant Account No. 01-4420-7330, \$243,883					

The recommendation was to approve the Spring 2006 Neighborhood Improvement Grant requests in the amount of \$270,000 and the proposed enhancements to the Neighborhood Improvement Grant Program, as recommended by the Citizens' Advisory Commission on Neighborhoods.

#### 16. APPROVAL OF SOLE SOURCE BID FOR LADDER TRUCK REPAIR

This is a request for the City Council to approve the expenditure in an amount not to exceed \$65,000 to Frontier Emergency Products for the repair of the Bronto ladder truck.

This item supports the Council's strategic priority of ensuring high quality service for citizens through public safety.

In February of 2006, the Emergency One Bronto Ladder Truck sustained damage during routine elevation of the ladder at the fire station. The damage rendered the truck inoperable until repaired.

Frontier Emergency Products, LLC, is the factory authorized repair facility for Emergency One products. In order to maintain National Fire Protection Association standard certification, as well as the lifetime frame and three-year mechanical warranties, any repairs to the Bronto Ladder Truck must be done at a factory authorized maintenance center, otherwise warranties and certifications are voided.

Immediate repairs to the Bronto are necessary to return it to frontline use. Until repaired, the city is relying on a 1987 back up ladder truck with 95,000 miles.

Ladder trucks fulfill the obligation the City has to supply ladder coverage to all areas of the city. In addition to providing balanced ladder coverage for the city, the Bronto provides emergency response coverage for EMS incidents and large-scale emergencies.

Funds are available in the Equipment Management account.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	\$65,000	X		X	\$65,000

**Account Name, Fund, Account and Line Item Number:**

Equipment Management Account No. 16-6252-7330

The recommendation was to approve the expenditure in an amount not to exceed \$65,000 to Frontier Emergency Products for the repair of the Bronto Ladder Truck.

**17. 2006-07 PERFORMING ARTS GRANTING PROGRAM**

This is a request for the City Council to approve the 2006-07 Performing Arts grants to support twenty projects.

The Glendale Arts Commission makes recommendations to the City Council on public art acquisitions and awarding performing arts grants, which is consistent with the Council's goal of a city with high-quality services for citizens.

The grant program is now in its eleventh year. Twenty applications, totaling \$48,200, were submitted to the Arts Commission by its March 31, 2006, deadline.

Grant applications were reviewed at the Arts Commission's May 17, 2006 meeting. Applications were reviewed in accordance with the following evaluation criteria: 1) artistic quality, 2) ability to serve the needs of the community, 3) managerial and administrative ability of the applicant organization in producing, presenting or serving the arts, and 4) appropriateness of the project budget.

- The Arts Commission recommends twenty grants totaling \$48,200 for funding:
- \$2,500 – Arizona Arts Chorale, collaborative concert with Arizona Winds at Midwestern University;
- \$2,500 – Arizona Wolf Trap, Southwest Human Development, theater workshops taught by performing artists in three preschool programs sponsored by Glendale Elementary School District;
- \$2,500 – Ballet Arizona, outdoor concert at Historic Sahuaro Ranch;
- \$2,500 - Ballet Arizona, workshops taught by ballet dancers at Don Mesendick Elementary School;
- \$2,500 – Bead Museum, performances for Family Fun Day to celebrate the Museum's 30<sup>th</sup> anniversary, new and expanded facilities and *The Vital Force in African Ceremony* exhibition during September 2006;
- \$1,250 – Cactus Country Chorus of Sweet Adelines, holiday concert at the Glendale Adult Center;

- \$2,500 – Center Dance Ensemble, artist-in-residence at Bicentennial South Elementary School during the 2006-07 school year;
- \$2,500 – Deer Valley Unified School District, dance workshops for after school program and three performances at Copper Creek Elementary School during January – April 2007;
- \$2,500 – Glendale Elementary School District, artist-in-residence and theater performance at Horizon Elementary School during November – December 2006;
- \$2,500 – Glendale Parks and Recreation Department, dance workshops and performances for teens at Glendale Community Center and Copper Canyon High School during September 2006;
- \$2,500 – Glendale Public Library, Foothills Branch, series of nine performances and workshops which celebrate the arts and heritage of Arizona during February – March 2007;
- \$2,500 – Glendale Public Library, Main, workshops by authors for local writers during September 2006;
- \$2,500 – Opdance and NosotroSound, Latin American music and dance performances for seniors at Glendale Adult Center, Glendale Public Library and Valley West Senior Center;
- \$2,500 – Peoria Unified School District, workshops and performances for grades 5-9 at Cactus High School Auditorium by Childsplay during the 2006-07 school year;
- \$2,500 – Peoria Unified School District, artist-in-residence in poetry for fourth graders at Desert Palms, Sahuaro Ranch and Marshall Ranch Elementary Schools during the 2006-07 school year;
- \$1,950 – Phoenix Conservatory of Music, two musical and dance performances for seniors at Glencroft, a retirement community;
- \$2,500 – Phoenix Symphony, two concerts for students at the Temple Grandin School of the Children's Center for Neurodevelopmental Studies;
- \$2,500 – Phoenix Symphony, two concerts for students at Copperwood Elementary School;
- \$2,500 – Theater Works, workshops and performance at Canyon Elementary School during the 2006-07 school year;
- \$2,500 – West Valley Arts Council, workshop and performance by Calo Flamenco: Ballet de Martin Gaxiola at Copper Canyon High School during November 2006.

In 1996, the Council approved the Performing Arts Grant Program to motivate, increase and support the performing arts in Glendale. Individual grants do not exceed \$2,500 and are funded from the Municipal Art Fund. Since the inception of this program, the city has funded 87 Performing Arts Grants totaling \$206,795.

The Performing Arts Grant Program supports a variety of projects, which make the arts more accessible to Glendale citizens, most notably youth and their families. The arts are spread throughout the community, including 31 schools, 2 libraries, 2

senior centers, a regional park and university. Collectively, 374 artists are involved in the twenty projects, which are projected to serve audiences of 12,080.

<b><u>Budget Impacts &amp; Costs: Grants</u></b>	<b>Capital Expense</b>	<b>One-Time Cost</b>	<b>Budgeted</b>	<b>Unbudgeted</b>	<b>Total</b>
	X		X		\$48,200

**Account Name, Fund, Account and Line Item Number:**

Arts Commission Fund 70-9700-8320

The recommendation was to authorize the City Manager to execute the documents to complete the grant awards to twenty applicant organizations to the Performing Arts Grant Program.

18. **DIGITAL RADIO SYSTEM UPGRADE**

This is a request for the City Council to purchase an upgrade to the digital radio system through Motorola Incorporated in the amount of \$1,250,000. The City of Glendale purchased a state-of-the-art Motorola 800 MHz trunked radio system in 2002, and this upgrade increases the radio system's capacity to address new development and growth in the service area.

The city purchased the digital voice radio system in 2002, and the system was fully implemented and functioning at the end of 2003. Police, Utilities, Sanitation, Landfill, and Transportation Departments utilize this radio system.

The radio system that the city currently uses will be upgraded to include additional infrastructure, radio resources, and dispatch consoles to be located in the new Communications Center located at the West Valley Regional Training Facility. Additional console positions are necessary due to increased service demand.

The Citywide Project 25 Digital Radio System was approved at a regular Council meeting in June 2002.

Entering into an agreement with Motorola Incorporated to provide necessary upgrades to the voice radio system is a necessity projected in Capital Improvement Project 9408.

This transaction will require the transfer of appropriation authority and funds of \$805,594 from Fiscal Year 2005-06 Development Impact Fee (DIF) - Police Contingency, Account No. 74-8010-7000 to a new project-account number combination that will be created for this portion of the expense. Remaining funds for this purchase

will be used from Public Safety Digital Communications System, Account No. 60-9408-8400.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X		X	\$805,594
	X	X	X		\$444,406

**Account Name, Fund, Account and Line Item Number:**

DIF—Police account number to be assigned upon approval, \$805,594

Digital Communications Software Upgrade Account No. 60-9408-8400, \$444,406

The recommendation was to authorize the City Manager to enter into an agreement with Motorola Incorporated in the amount of \$1,250,000; and to authorize the transfer of \$805,594 in appropriation authority and funds from Fiscal Year 2005-06 Development Impact Fee (DIF)--Police Contingency, Account No. 74-8010-7000 to a new project-account number combination that will be created.

19. AUTOMATED RED LIGHT RUNNING ENFORCEMENT PILOT PROGRAM

This is a request for the City Council to authorize staff to proceed with a Request for Proposal (RFP) to solicit a vendor for an automated red light running enforcement pilot program.

The proposed pilot program addresses the Council's goal of creating a city with high-quality services for citizens.

At the Council's request, the City Court, Police and Transportation Departments researched and developed a scope of work and staff analysis report. The scope of work includes the technical requirements for a Request for Proposal and the staff analysis report will address Council questions from the January 2006 workshop to include:

- Program administration components
- Impact to city departments, including staffing needs (Police Department and City Court)
- Estimated program costs
- Public awareness campaign
- Cost analysis of automated enforcement vs. traditional enforcement
- Program evaluation
- Information on other Valley programs

The pilot project will cover one approach at one intersection for a two-year period. An independent consultant, not affiliated with the red light equipment vendor, will conduct an independent evaluation of the safety impacts following the pilot study.

In January of 2006, staff presented the Council information on red light and speed enforcement programs in Glendale and other Valley cities. The Council directed staff to explore a pilot program for automated red-light enforcement.

Traffic safety is important to Glendale residents. Implementation of a pilot automated red light running enforcement program will allow the city to evaluate the impact of this tool on intersection safety.

The recommendation was to authorize staff to proceed with a Request for Proposal to solicit a vendor for an automated red light running enforcement pilot program.

Mr. Frank Hinds, a resident of the City of Glendale Cholla District, said he supports the red light running enforcement program and hopes the Councilmembers do as well. He pointed out photo enforcement has been successfully implemented in most major cities in Arizona. He said they need to educate motorists, but some motorists do not receive the message until their actions meet with serious consequences.

**It was moved by Clark and seconded by Frate, to approve the recommended actions on Consent Agenda Item Nos. 1 through 19, including the approval and to forward Liquor License Application No. 3-1056 for Papa's Gyros Restaurant, Liquor License Application No. 3-1057 for Red Devil Pizza Bistro, and License Application No. 3-1058 for Stingers Sports Bar, to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.**

## **CONSENT RESOLUTIONS**

### **20. THUNDERBIRD ROAD AND 59<sup>TH</sup> AVENUE DEVELOPMENT AGREEMENT**

This is a request for the City Council to approve a development agreement with Tutor Tbird Group, LLC for the development of road improvements at the southwest corner of 59<sup>th</sup> Avenue and Thunderbird Road. The city share of these improvements is estimated not to exceed \$350,000.

One of the Council's strategic goals is to provide high-quality services to citizens. Improving and providing transportation options within the city will assist in achieving this goal.

The Tutor Tbird Group, LLC will construct a childhood development center at the southwest corner of 59<sup>th</sup> Avenue and Thunderbird Road. Proposed roadway improvements at this location include an eastbound right turn lane on Thunderbird Road, and a southbound bus bay on 59<sup>th</sup> Avenue. Improvements to this intersection are part of commitments to voters. The Glendale Onboard Transportation Program will reimburse the landowner up to \$350,000 for the construction costs of these road



improvements that are located within the street. The landowner is responsible for improvements behind the curb and gutter.

Construction of a right turn lane on Thunderbird Road, and a southbound bus bay on 59<sup>th</sup> Avenue will provide greater safety, improved traffic flow, less congestion, and aesthetic enhancements. Improvements for this intersection have been scheduled for Fiscal Year 2009-10 through the Glendale Onboard Transportation Program.

Authorizing the construction for the proposed public street improvements in conjunction with private development improvements will lessen the inconvenience to the traveling public by taking care of the road improvements in the course of one project. Authorizing the public road improvements at this time will make it unnecessary for the city to initiate an additional road improvement project that would adversely impact the traveling public a second time.

Funds are available in 59<sup>th</sup> Avenue, Account No. 33-9463-8300.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$350,000

**Account Name, Fund, Account and Line Item Number:**

59<sup>th</sup> Avenue, 33-9463-8300

The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to sign any and all documentation relating to a development agreement with Tutor Tbird LLC in an amount not to exceed \$350,000.

Resolution No. 3964 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A DEVELOPMENT AGREEMENT WITH TUTOR TBIRD GROUP, LLC; AND DIRECTING THAT THE DEVELOPMENT AGREEMENT BE RECORDED.**

21. **ARIZONA ATTORNEY GENERAL'S OFFICE VICTIMS' RIGHTS PROGRAM GRANT**

This is a request for the City Council to accept a grant offer in the amount of \$78,600 from the State of Arizona Office of the Attorney General to continue victims' rights programs.

This grant will provide funds to the Police Department to continue victims' rights support. This is the thirteenth consecutive year of this program.

Funding from this grant will be used to offset costs associated with the performance of duties that are mandated under victims' rights laws. Services provided through this grant will include direct victims' assistance by caseworkers working in cooperation with the Glendale City Court and the Prosecutor's Office, and the publication and distribution of victims' rights brochures, informational materials, and the maintenance of technology necessary for the timely notification of victims regarding the status of their cases and the status of arrested suspects moving through the city's criminal justice system.

There is no financial match required for this funding. This is one-time funding by the State of Arizona Office of the Attorney General. A specific account will be established in Fund 47, the city's grant fund, once the grant agreement is formally executed. The funds provide the salary and benefits for a current full-time employee, Victim Information Notification Everyday (VINE) program and operating expenses.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
\$78,600		X			\$78,600

The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to accept the grant funds in the amount of \$78,600 from the State of Arizona Office of the Attorney General.

Resolution No. 3965 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING THE GRANT OFFER AND AUTHORIZING THE SUBMISSION AND EXECUTION OF ANY AND ALL NECESSARY DOCUMENTS TO THE ARIZONA OFFICE OF THE ATTORNEY GENERAL FOR PARTIAL REIMBURSEMENT OF THE COSTS OF IMPLEMENTING AND MAINTAINING THE MANDATED VICTIMS' RIGHTS PROGRAM.**

22. INTERGOVERNMENTAL AGREEMENTS WITH LAW ENFORCEMENT AGENCIES TO FORM THE WEST VALLEY COALITION

This is a request for the City Council to authorize the City Manager to approve the Intergovernmental Agreements (IGA) with law enforcement agencies to establish the West Valley Coalition, which will assist the Glendale Police Department with public safety services and security for the Arizona Sports and Tourism Authority Stadium (AZSTAS).

The participating law enforcement agencies are: Avondale Police Department (PD), Buckeye PD, El Mirage PD, Goodyear PD, Peoria PD, Phoenix PD, Surprise PD, Tolleson PD, Wickenburg PD, Youngtown PD, Maricopa County Sheriff's Office, and Arizona Department of Public Safety.

Entering into these agreements creates positive partnerships with other law enforcement agencies and provides cooperation for services needed at AZSTAS events. It addresses the Council goal of providing high-quality services for citizens.

The Glendale Police Department and all participating law enforcement agencies will be working together through partnerships to ensure that citizens experience a safe environment while attending entertainment events.

The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into these intergovernmental agreements with law enforcement agencies to provide public safety and security services.

Resolution No. 3966 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF INTERGOVERNMENTAL AGREEMENTS WITH LAW ENFORCEMENT AGENCIES TO PROVIDE PUBLIC SAFETY SERVICES AND SECURITY FOR THE ARIZONA SPORTS AND TOURISM AUTHORITY STADIUM.**

23. REQUEST EXEMPTION FROM INDUSTRIAL COMMISSION OF ARIZONA SECURITY REQUIREMENTS

This is a request for the City Council to adopt a resolution stating that the city provides sufficient funding to cover liabilities for workers' compensation claims. Adopting a resolution in lieu of posting security will reduce workers' compensation trust fund expenses.

Maintaining sufficient funding to cover actuarial liabilities provides financial stability to meet current and future workers' compensation claim obligations.

The Industrial Commission of Arizona revised rules in March of 2005 to exempt public entities from posting a letter of credit provided they adequately fund liabilities and pass a resolution prior to July 1<sup>st</sup> each year.

By adopting the resolution, the city avoids providing a letter of credit to the Industrial Commission. The annual cost for a letter of credit would exceed \$12,000.

The recommendation was to waive reading beyond the title and adopt a resolution stating that the city provides sufficient funding to cover liabilities for workers' compensation claims, and should funding become insufficient, the city will notify the Industrial Commission of Arizona (ICA) and provide proof of appropriate security.

Resolution No. 3967 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REQUESTING EXEMPTION FROM THE REQUIREMENT BY**

**THE INDUSTRIAL COMMISSION OF ARIZONA TO POST SECURITY FOR THE CITY OF GLENDALE'S SELF-INSURED WORKERS COMPENSATION CLAIMS.**

**24. INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR FIBER OPTIC CABLE ON SR 101L**

This is a request for the City Council to approve an intergovernmental agreement with the Arizona Department of Transportation (ADOT) for installation of fiber optic cable and conduit on SR 101L between Camelback Road and 59<sup>th</sup> Avenue.

This project meets the Council strategic priorities of creating a city with high-quality service for citizens.

In 2004, the Transportation Department completed the installation of backbone fiber optic cable on 59<sup>th</sup> and Glendale Avenues. These linear fiber segments do not provide any redundancy in the communications system. Redundancy has become increasingly more important as city facilities such as public safety and utilities sites, libraries and transportation infrastructure are connected. Installation of fiber on SR 101L from Camelback Road to 59<sup>th</sup> Avenue will allow for a redundant ring in the fiber backbone in case of damage to the fiber cable. ADOT is working on a larger regional fiber installation project in which Glendale has an opportunity to partner and share installation costs. ADOT's share of the project is approximately \$5.6 million.

The estimated cost for Glendale's fiber optic cable and conduit is \$737,870.49. Funds are available in the Fiscal Year 2006-07 GO Transportation Program. Actual costs will be determined by a construction bid process to open in July by ADOT.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$737,870.49

**Account Name, Fund, Account and Line Item Number:**

L101 – Fiber Backbone, Account No. 33-9504-8330, \$500,000  
Smart Traffic Signals, Account No. 33-9445-8830, \$237,870.49

The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to sign any and all documentation entering into an intergovernmental agreement with the Arizona Department of Transportation for installation of fiber optic cable and conduit on SR 101L.

Resolution No. 3968 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF FIBER OPTIC CABLE AND CONDUIT ON LOOP 101 BETWEEN CAMELBACK ROAD AND 59<sup>TH</sup> AVENUE.**

25. SETTLEMENT WITH PRICEWATERHOUSECOOPERS IN THE NATIONAL CENTURY FINANCIAL ENTERPRISES BANKRUPTCY ACTION

This is a request for the City Council to adopt a resolution approving the proposed settlement with PricewaterhouseCoopers accounting firm, one of the auditors of the now defunct National Century Financial Enterprises ("NCFE").

This proposed settlement will provide financial stability by resolving litigation in the most efficient and effective manner.

In 2001 and 2002, the City of Glendale, as a member of the Local Government Investment Pool 55, invested \$3,554,291.12 in debt securities of NCFE. Decisions as to the management of the investment pool were made by the State of Arizona.

In order to pursue recovery of this loss in a cost efficient manner, Glendale joined with several other municipalities to form a consortium that would jointly pursue claims against several of the world's largest financial institutions and accounting firms, including PricewaterhouseCoopers (PWC). PWC was one of the auditors of NCFE during its existence.

As a result of the litigation with the consortium, Glendale has recovered \$516,641.76 of its initial investment. In May of 2006, the law firm representing the consortium reached a potential settlement with PWC. The settlement provides that JP Morgan and its affiliates will pay a total of \$4.4 million. This settlement leaves another solvent defendant in this action, Credit Suisse First Boston, against which to pursue the remaining portion of the consortium's claims.

As with the prior approved settlements, this amount will be distributed pro rata among the consortium, based on the amount of each member's initial investment. Glendale's portion of this recovery will be approximately \$106,000. This will bring the total recovery of losses in this matter to approximately \$623,000.

It was recommended by the City Attorney and the City's Chief Financial Officer, consistent with the recommendations of the consortium's legal counsel, the State Treasurer's office, and the Arizona Attorney General's Office, other consortium members, including larger international financial firms and funds, that the Council approve settlement of this claim for the amount offered.

The recommendation was to waive reading beyond the title and adopt a resolution approving the settlement with PricewaterhouseCoopers as outlined above in the National Century Financial Enterprises bankruptcy action.

Resolution No. 3969 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, RATIFYING THE SETTLEMENT WITH PRICEWATERHOUSE-COOPERS IN THE NATIONAL CENTURY FINANCIAL ENTERPRISES BANKRUPTCY ACTION.**

It was moved by Eggleston and seconded by Martinez, to approve the recommended actions on Consent Agenda Item Nos. 20 through 25, including the approval and adoption of Resolution No. 3964 New Series, Resolution No. 3965 New Series, Resolution No. 3966 New Series, Resolution No. 3967 New Series, Resolution No. 3968 New Series, and Resolution No. 3969 New Series. The motion carried unanimously.

#### **PUBLIC HEARING – LAND DEVELOPMENT ACTIONS**

26. GENERAL PLAN AMENDMENT (GPA06-02) AND REZONING (ZON06-02):  
5251 NORTH 99<sup>TH</sup> AVENUE

Mr. Jim May, AICP, Deputy Planning Director, presented this item.

This is a request by Opus West for the City Council to amend the General Plan designation from BP (Business Park) to OFC (Office) and rezone from A-1 (Agricultural) to C-O (Commercial Office) for an approximate 22-acre parcel located north of the northeast intersection of 99<sup>th</sup> Avenue and Camelback Road.

The existing General Plan designation of BP is not the most appropriate designation due to the site's proximity to Loop 101, the Glendale Arena, and the AZTSA Multipurpose Stadium. The proposed Office designation will allow professional offices and associated office support services. This designation is also consistent with the General Plan objective of encouraging business growth for job opportunities and attracting diverse, high-paying industries within Glendale city limits.

The proposed C-O zoning designation is the most appropriate to allow for office development on the site. The office uses are also complimentary to the Loop 101 freeway, Glendale Municipal Airport, and the sports facilities located near the property.

This property is currently vacant and owned by the Arizona Department of Transportation (ADOT). The developer of the site, Opus West, is currently in escrow with ADOT and plans to close escrow upon successful General Plan and Rezoning applications for the site. Opus West intends to construct an office complex on the site once these applications are approved.

On May 18, 2006, the Planning Commission recommended approval of the General Plan Amendment and Rezoning application.

The project promotes the development of vacant property and will provide much-needed office development to this area of Glendale.

Notification letters were sent to 44 property owners and interested parties on April 12, 2006, inviting them to a neighborhood meeting at Desert Mirage Elementary School. The neighborhood meeting was held on April 26, 2006. No property owners or interested parties attended the meeting. Neither the applicant nor the Planning Department received any written responses or telephone calls in response to the mailing.

The recommendation was to conduct a public hearing, waive reading beyond the titles and adopt the resolution for General Plan Amendment GPA06-02 and the ordinance for Rezoning ZON06-02, subject to the stipulations as recommended by the Planning Commission.

Mr. Mike Curley, Applicant's representative, offered to answer questions.

**Mayor Scruggs opened the public hearing on Agenda Item No. 26. As there were no comments, Mayor Scruggs closed the public hearing.**

**It was moved by Goulet, and seconded by Lieberman, to approve Item No. 26. The motion carried unanimously**

Mayor Scruggs noted that a resolution and an ordinance were associated with this item.

Resolution No. 3970 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE GENERAL PLAN MAP OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING GENERAL PLAN AMENDMENT GPA06-02 FOR PROPERTY LOCATED AT 5251 NORTH 99<sup>TH</sup> AVENUE.**

**Councilmember Goulet restated the motion.**

**It was moved by Goulet and seconded by Clark to pass, adopt and approve Resolution No. 3970 New Series. The motion carried unanimously.**

Ordinance No. 2510 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING PROPERTY FROM A-1 (AGRICULTURAL) TO C-O (COMMERCIAL OFFICE), AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.**

**It was moved by Goulet, and seconded by Clark, to approve Ordinance No. 2510 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Clark, Goulet, Lieberman, Eggleston, Martinez, Frate, and Scruggs. Members voting “nay”: none.**

27. GENERAL PLAN AMENDMENT (GPA05-09) AND REZONING (ZON05-16):  
THE GLEN AT 83<sup>RD</sup> AVENUE - 8283 WEST GLENDALE AVENUE

Mr. Jon Froke, AICP, Planning Director, presented this item.

This is a request by Berry and Damore LLC for the City Council to approve a General Plan Amendment from 8-12 (Medium High Density Residential) to PC (Planned Commercial) and rezoning from R-3 (Multiple Residence) to NSC (Neighborhood Shopping Center). The property is located at the southeast corner of Glendale and 83<sup>rd</sup> Avenues.

The proposed General Plan Amendment and rezoning request is consistent with the General Plan objective of promoting economic development.

The property is currently vacant. The property owner intends to develop the property for a mix of retail and office uses. The request is to amend the General Plan designation for the property from 8-12 dwelling units per acre (Medium High Density Residential) to PC (Planned Commercial) and to rezone from R-3 (Multiple Residence) to NSC (Neighborhood Shopping Center).

The proposed development will consist of seven single-story retail or office buildings between 6,900 and 12,000 square feet in size, each constructed in a landscaped setting with a common architectural theme. The proposed total building area is approximately 62,000 square feet, and the overall site is approximately 8.24 acres in size. Parking, including some covered parking, is located between the buildings, with minimal parking directly adjacent to Glendale and 83<sup>rd</sup> Avenues.

The NSC (Neighborhood Shopping Center) district is a commercial district intended to meet the consumer demands of surrounding neighborhoods. Neighborhood Shopping Centers are to be planned, developed and operated as single entities, with shared access and parking, and common architecture, landscaping, and signage.

The NSC zoning district provides that design review for the entire site must be approved prior to the issuance of building permits for any portion of the site. Within the NSC district, the first phase of development must include the major anchor for the center, and a master development plan for the entire area of the rezoning request. These requirements have the effect of requiring a more detailed development plan at the time of rezoning, and will result in a development which displays a unified plan of development, rather than the uncoordinated development which sometimes occurs in traditional commercial (C-1, C-2, C-3) zoning districts.



The NSC district does not permit the range of general retail and commercial uses allowed in the General Commercial (C-2) district. The permitted uses list of the NSC zoning district is reasonable and appropriate given the location of this site.

The development is expected to accommodate a variety of retail and office uses, as permitted in the NSC district. With the NSC district designation, development is tied to a specific master development plan, including provisions for plazas and a master sign package. Significant modification of the master development plan will require an amendment to the approved rezoning.

The requested rezoning is consistent with the new General Plan designation and would bring the property into conformance with the General Plan designation of Planned Commercial.

On May 4, 2006, the Planning Commission recommended approval of the General Plan Amendment and rezoning application, subject to five stipulations.

The General Plan Amendment and rezoning will allow the development of a neighborhood shopping center with retail and office uses. Located on the corner of two arterials, the General Plan designation of Planned Commercial, and the zoning designation of Neighborhood Shopping Center is appropriate for this site. The project promotes the development of vacant property and will provide retail opportunities and professional offices for residents and businesses in Glendale. The rezoning prohibits the development of the property for multifamily uses.

The applicant held a neighborhood meeting on October 27, 2005 at Independence High School at 6602 North 75<sup>th</sup> Avenue. Property owners within 300 feet of the site were notified. One representative of a surrounding property owner attended the meeting and the attendee supported the land use, site plan, and building architecture.

A second neighborhood meeting was held on January 4, 2006 at Independence High School. No neighbors attended this meeting.

The applicant indicated that they received one phone call from a resident in the neighborhood east of the property who supported the request. A letter was written in support of this request by the owners of the apartment complex to the south, the Las Villas Del Sol Limited Partnership.

Staff received one comment of support and one letter and e-mail of opposition. Following discussion of the project between the applicant and the property owner, the property owner wrote a letter and e-mail in support of the proposal.

One business owner in the adjacent shopping center on the southwest corner of Glendale and 83<sup>rd</sup> Avenues spoke in favor of the request at the Planning Commission hearing.

The recommendation was to conduct a public hearing, waive reading beyond the titles and adopt the resolution for General Plan Amendment application GPA05-09 and the ordinance for Rezoning Application ZON05-16 subject to the stipulations as recommended by the Planning Commission.

John Berry, applicant's representative, said, while it is difficult for most developers to comply with the NSC category, they believe the designation will be better for the city as well as their project. He thanked staff for suggesting the NSC category and his client for being open to doing what is best for the community.

**Mayor Scruggs opened the public hearing on Agenda Item No. 27. As there were no comments, Mayor Scruggs closed the public hearing.**

Resolution No. 3971 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE GENERAL PLAN MAP OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING GENERAL PLAN AMENDMENT GPA05-09 FOR PROPERTY LOCATED AT 8283 WEST GLENDALE AVENUE.**

**It was moved by Frate, and seconded by Goulet, to pass, adopt and approve Resolution No. 3971 New Series.**

**Upon a call for the question, the motion carried unanimously.**

Ordinance No. 2511 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING PROPERTY FROM R-3 (MULTIPLE RESIDENCE) TO NSC (NEIGHBORHOOD SHOPPING CENTER); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.**

**It was moved by Frate, and seconded by Martinez, to approve Ordinance No. 2511 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Lieberman, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.**

Councilmember Clark thanked Mr. Berry and the applicant for bringing their project to the Yucca District, stating her district is in need of quality retail opportunities.

## **ORDINANCES**

### **28. ANNEXATION AREA NO. 160 ORDINANCE**

Mr. Ed Beasley, City Manager, requested this item be tabled to the June 27, 2006 meeting.

**It was moved by Eggleston, and seconded by Clark, to table Item 28 to the Council's June 27 meeting. The motion passed unanimously.**

**29. SALT RIVER PROJECT WELL SITE LAND EXCHANGE AND EASEMENT: NORTHWEST CORNER OF 75<sup>TH</sup> AVENUE AND BETHANY HOME ROAD**

Mr. Larry Broyles, City Engineer presented this item.

This is a request for the City Council to adopt an ordinance granting a land exchange and an ingress/egress easement in favor of Salt River Project (SRP) on city-owned property on the northwest corner of 75<sup>th</sup> Avenue and Bethany Home Road. SRP will grant the city a portion of its existing well site in exchange for the city granting SRP a portion of land adjacent to the north of its well site. The land exchange and ingress/egress easement are necessary for the intersection improvements at 75<sup>th</sup> Avenue and Bethany Home Road.

The city will be making improvements to the intersection of 75<sup>th</sup> Avenue and Bethany Home Road. The city requested that SRP relocate some of its facilities and exchange a small portion of its well site for city-owned property to accommodate the construction in this area. This exchange and easement are necessary to protect SRP's land rights and facilities in the new location.

The recommendation was to waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute all documents necessary to grant a land exchange and an ingress/egress easement in favor of Salt River Project.

Ordinance No. 2513 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING A LAND EXCHANGE AND AN INGRESS/EGRESS EASEMENT IN FAVOR OF SALT RIVER PROJECT ON THE NORTHWEST CORNER OF 75<sup>TH</sup> AVENUE AND BETHANY HOME ROAD FOR INTERSECTION IMPROVEMENTS; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.**

**It was moved by Goulet, and seconded by Frate, to approve Ordinance No. 2513 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Lieberman, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.**

**30. PROPOSED INCREASE TO DEVELOPMENT IMPACT FEES**

Mr. Ken Reedy, Deputy City Manager presented this item.

This is a request for the City Council to adopt an ordinance amending the development impact fees, with an effective date of September 12, 2006. Development impact fees (DIF) are one-time charges to developers that are used to offset capital

costs resulting from new development. They are necessary to expand and develop new facilities to serve new growth so cities can continue to provide the same level of service to new growth as that provided to existing residents.

On October 12, 2004, the Council approved the selection of Tischler & Associates (subsequently named TischlerBise) to provide this update for the city's development impact fees, with the exception of water and sewer. TischlerBise completed the city's prior DIF updates in 2000 and 2001. TischlerBise also has done impact studies for Avondale, Buckeye, Carefree, Casa Grande, Coolidge, Eloy, El Mirage, Flagstaff, Gilbert, Goodyear, Northwest Fire District, Peoria, Phoenix, Queen Creek, Scottsdale, Surprise and Tolleson.

Consultant Black & Veatch prepared an updated report on the city's water and sewer DIF. Their update utilized the methodology established by Tischler & Associates in the comprehensive fee study completed in 2001.

The two DIF studies are based on planning and zoning information, existing levels of service provided to current residents, the Fiscal Year 2005-14 Capital Improvement Plan and the December 14, 2005 Black & Veatch evaluation. Revenue from the proposed changes is expected to cover the costs associated with growth.

DIF for parks, water, and sewer have existed for several years. Fees for streets, library, and public safety were implemented in 1997. Fees were implemented for solid waste (sanitation and landfill), roadways and general government in 2000. The public safety fee was separated into police facilities and fire/emergency medical services in 2001.

In 1997, the Council requested that the fees be revisited and updated every three years.

The last update for library; parks, recreation and open space; police; fire/emergency medical services; general government; solid waste; and roadway improvements was completed in 2001 and adopted by Council on October 9, 2001, with an effective date of January 10, 2002.

The last update for water and sewer DIF was completed in 2003 and adopted by the Council on May 25, 2004, with an effective date of August 2, 2004.

On February 7, 2006, the Council was presented the current proposed DIF report at a workshop. The report presented at that workshop is the supporting documentation for this public hearing.

On February 28, 2006, the Council adopted a resolution stating the city's intent to increase development impact fees (DIF) and set a public hearing date of May 9, 2006, subsequently rescheduled to May 23, 2006.

On May 23, 2006, the Council held a public hearing for amending the development impact fees.

By implementing the new DIF, the city will be able to maintain its current level of service to existing residents and support future growth.

The public was provided an opportunity to comment during the May 23, 2006 public hearing. March 1 thru April 30<sup>th</sup> reflects the 60-day public posting period. The new fees become effective 90 days after the ordinance is adopted.

On January 4, 2006, staff met with representatives from the Home Builders Association of Central Arizona (HBACA) and Arizona Multihousing Association (AMA) to discuss the material provided to both organizations on December 21, 2005 regarding technical aspects of the development fee methodology and supporting data for the proposed development impact fees for all categories including water and sewer.

On December 21, 2005, HBACA and AMA representatives were provided, by e-mail and written report or letter, a response to the October 3, 2005 questions, as well as the revised DIF reports from TischlerBise and Black & Veatch.

On October 3, 2005, the HBACA submitted a series of questions to the city regarding the discussion on the technical aspects of the development fee methodology and supporting data for the proposed development impact fees for all categories, except water and sewer.

On July 18, 2005, staff and Black & Veatch met with representatives from the HBACA and the AMA to discuss the technical aspects of the development fee methodology and supporting data for water and sewer DIF.

On June 14, 2005, staff and TischlerBise met with representatives from the HBACA and the AMA to discuss the technical aspects of the development fee methodology and supporting data for the proposed development impact fees for all categories except water and sewer.

The recommendation was to adopt an ordinance amending the development impact fees with an effective date of September 12, 2006.

Mayor Scruggs asked how long has Glendale been charging impact fees, particularly for water and sewer. Since the 1970's? Mr. Reedy said the water and sewer and park impact fees went back to before the 1980's. He noted the impact fee program was expanded substantially in 1994.

Ordinance No. 2514 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING GLENDALE CITY CODE, CHAPTER 28, ARTICLE VI, TABLE 1 ENTITLED, "CITY OF GLENDALE DEVELOPMENT FEE SCHEDULE"; AND ESTABLISHING AN EFFECTIVE DATE.**

It was moved by Lieberman, and seconded by Frate, to approve Ordinance No. 2514 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Lieberman, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.

31. DEEDS AND EASEMENTS ORDINANCE

Mr. Craig Tindall, City Attorney, presented this item.

This is a request for the City Council to formally accept real estate properties on behalf of the City of Glendale.

The Deeds and Easements Ordinance is comprised of properties that have been deeded to the City. The City Clerk has recorded these deeds with Maricopa County. As a matter of practice, the Council formally accepts these properties by ordinance.

The recommendation was to waive reading beyond the title and adopt an ordinance formally accepting the real estate properties on behalf of the City of Glendale.

Ordinance No. 2515 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING DEEDS AND EASEMENTS FOR PROPERTY CONVEYED TO THE CITY OF GLENDALE.**

It was moved by Clark, and seconded by Lieberman, to approve Ordinance No. 2515 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Lieberman, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.

**PUBLIC HEARING – RESOLUTIONS**

32. FISCAL YEAR 2006-07 PRELIMINARY OPERATING BUDGET AND FISCAL YEAR 2007-2016 PRELIMINARY CAPITAL BUDGET

Ms. Sherry Schurhammer, Management and Budget Director, presented this item.

This is a request for the City Council to review the Fiscal Year 2006-07 preliminary operating budget and Fiscal Year 2007-2016 preliminary capital budget, conduct a public hearing, and adopt a resolution formally approving the preliminary operating and capital budgets and giving notice of the date for setting the property tax levy. The Council approval of the preliminary budgets will set the maximum level of expenditures for Fiscal Year 2006-07. Adjustments and reallocation of appropriation authority can be made after adoption of the preliminary budget, but the total amount of appropriation cannot be increased.

Once the Council approves the preliminary operating and capital budgets, a public notice will be published in a newspaper of general circulation for two weeks, with the adoption of the final operating and capital budgets and the required public hearing scheduled for June 27, 2006. The property tax levy adoption and public hearing also are scheduled for June 27, 2006.

The budget incorporates the Council's strategic goals and key objectives, while ensuring the city's financial stability by presenting realistic analyses about the provision of city services and future revenue expectations.

A series of Council budget workshops were conducted in March and April of 2006 to review the proposed Fiscal Year 2006-07 operating budget and the Fiscal Year 2007-16 capital budget, as well as the General Fund (GF) revenue projection for Fiscal Year 2006-07.

The Fiscal Year 2006-07 operating and capital budgets, as reflected in the Fiscal Year 2006-07 preliminary budget book, is balanced. The foundation is the Council's vision of 'one community' and the supporting strategic goals and key objectives, which are identified below:

- Supporting strong neighborhoods;
- Fostering quality economic development;
- Continuing the development of a vibrant city center;
- Maintaining an active partnership with Luke Air Force Base;
- Providing high quality services for citizens; and
- Continuing with fiscally sound financial management practices.

The recommended budgets address these strategic goals and objectives. They also identify other community needs, with public safety having a high priority, while also focusing on fiscal responsibility. The intent of the recommended budgets is to better provide quality city services that support a high quality of life for the entire Glendale community. The recommended budgets also reflect continued investment in the community as a result of the Council's prudent direction.

On the operating side, the City Council approved memorandums of understanding with both Police and Fire personnel to ensure Glendale obtains and retains the most highly qualified staff to provide public safety services to our residential

and business communities. In addition, the City Council approved pay adjustments for the rest of city staff to ensure Glendale remains competitive in recruiting and retaining the best-qualified staff. The pay adjustments continue to be based on a market survey of other Valley cities. Overall, the City Council approved the addition of \$5.2M to the General Fund (GF) base budget to implement these important pay adjustments.

In keeping with the strategy of addressing staffing issues as part of the Fiscal Year 2006-07 budget, the Council added a total of 115.5 new positions, with 82.5 positions added to the General Fund base budget and 33 positions added to the base budget of other funds. Another 13 positions were added mid-year Fiscal Year 2006 as a result of a federal grant to facilitate the hiring of new police officers. Steadily increasing demands for city services have occurred over the past several years as Glendale's population continues to grow, especially with the rapid transformation of Glendale's western area. Now ongoing revenue sources have increased sufficiently to support additional staff. Examples of some of the positions added to the Fiscal Year 2006-07 budget are explained below.

- As a result of additional staff for the Police Department, as well as civilianization of several positions, 31 officers will be deployed to provide direct services to the Glendale community. Some of the additional ongoing staffing for the Police Department includes 22 new patrol officer positions (includes 13 officer positions attributable to the federal government's COPS universal hiring grant awarded early in 2006), and a training academy officer. The non-sworn positions include three accident investigators, one impound administrator, one identification technician, one communication specialist, one detention officer, one research and planning analyst, one stadium events coordinator, one stadium events scheduler, and three case managers to be assigned to the criminal investigations bureau.
- The Fire Department will see the addition of 16 new, ongoing positions, including 14 firefighter positions, two of which will be dedicated to the new training facility, as well as two fire inspector positions. Included in this new staffing is phase II of the Rapid Response Team, an urban rescue team trained to respond to threats or acts of terrorism, a program that Council approved in July 2004 when the city formally accepted a federal homeland security grant;
- The Homeland Security Department will receive six new, ongoing positions, including staff needed to start up and operate the Emergency Operations Center as it opens in Fiscal Year 2006-07.
- The City Attorney's Office will receive six new, ongoing positions, with all being assigned to the City Prosecutor's Office, to ensure compliance with city codes that promote public health and safety, eliminate conditions that contribute to blight and deterioration, and preserve the quality of life in neighborhoods.



- Five new, ongoing positions will supplement the current staffing of the City Court, including the conversion of two grant-funded positions to full-time, ongoing positions.
- The staffing of the Parks and Recreation Department will be supplemented by the addition of 11 new, ongoing positions, including nine positions for the Foothills Recreation and Aquatic Center. The center is a new facility that will open in Fiscal Year 2006-07 and offer diverse recreational opportunities that meet the needs of the community.
- Four new, ongoing building inspector positions will help the Building Safety Department address the service needs of the prolonged and ongoing increase in new construction activity underway in the Glendale community.
- One marketing and event coordinator for Glendale's Civic Center will address the ongoing increase in business volume that the facility has experienced over the past few years. The addition of another full-time event coordinator will allow staff to be more proactive in soliciting business, attracting and working with clients to ensure facility expectations are understood, and event planning and implementation to ensure smooth operations for the duration of various events.
- Two new, ongoing equipment mechanics for the city's Equipment Management facility will help to service and repair the city's growing fleet of vehicles that now totals 1,268.
- The Utilities Department will see the addition of 18 new, ongoing positions to address the growing service demands of the city's water and wastewater customers.

Aside from increases to staffing levels, other additions to the Fiscal Year 2006-07 operating budget include the following:

- Approximately \$1.6M in one-time funds to address specialized equipment needs of the Police Department, as well as overtime, some vehicle maintenance cost increases that may not be of an ongoing nature, and recruitment costs for new positions;
- Approximately \$2M in one-time funds to replace specialized fire equipment used to provide direct services to the Glendale community, provide additional paramedic training in advanced life support, and add another rescue medic unit so engine and ladder companies can improve their response and reliability performance for real fire situations;

- Approximately \$3M in funds for the city's pavement management program, an amount that is \$750,000 or 33% more than the Fiscal Year 2005-06 allocation of \$2.25M; and
- \$700,000 for the Neighborhood Improvement Grants program to provide capital improvements to various neighborhoods throughout the city, such as right-of-way landscaping enhancements and neighborhood entryways.

The principal issue Glendale faces in Fiscal Year 2006-07 is related to the status as host city for the national Fiesta Bowl and first-ever Bowl Championship Game. These two events are coming to Glendale for the first time in Fiscal Year 2006-07. The costs associated with providing public safety services and other city services to these world-class sports facilities can be significant. To prepare the city for this situation, the Council set aside a total of \$7M in a National Events Fund (\$1M in Fiscal Year 2004-05 plus \$5M in Fiscal Year 2005-06, plus \$1M in Fiscal Year 2006-07) for the 2007 Fiesta Bowl and Bowl Championship Series events, plus the 2008 Super Bowl and related events.

During Fiscal Year 2005-06, key objectives related to the upcoming national events were established. They are as follows:

- Complete capital and major economic development projects such as the Emergency Operations Center and the Media Center/Conference Center/Parking Garage located adjacent to the city's professional sports facilities.
- Ensure safe and attractive public areas.
- Maximize resident, neighborhood, and business participation and involvement.
- Promote Glendale's amenities to capture an increase in tourism and economic development.
- Create a cross-functional, one-stop, expedited permit center.
- Modify relevant city codes and ordinances related to life and safety issues.
- Ensure fiscal accountability.

While much work on accomplishing these objectives occurred in Fiscal Year 2005-06, more work is planned for Fiscal Year 2006-07. Specifically, funds are budgeted in Fiscal Year 2006-07 to address these key objectives, as well as other costs associated with hosting these national football events and related activities. Glendale anticipates spending a total of approximately \$4M out of the National Events Fund in Fiscal Year 2006-07. An additional \$1M is appropriated in the event unplanned expenses requiring timely decisions surface. As the city works through these events for the first time, staff will continue to evaluate the costs associated with hosting these world class events to ensure prudent and fiscally responsible use of city funds.

On the capital side, construction on phase I of the Public Safety Training Facility and the Emergency Operations Center is expected to continue into Fiscal Year 2006-07, with both facilities opening after the fiscal year begins. Construction on a new facility for Fire Station 151 is expected to commence in Fiscal Year 2006-07. Fire Station 151 will be moving from its current location in a residential neighborhood to a new location that should facilitate better response times with less disruption to residential neighbors. Also underway are studies for a downtown parking garage and new police and fire administration facilities in the center city area.

In the emerging sports, entertainment, retail, commercial, and residential corridor in west Glendale, construction has begun on a privately financed Marriott Renaissance Hotel and Spa. Other facilities to be constructed in conjunction with this hotel project are an 80,000 square foot conference center and parking garage, a first-class Media Center, and a new Cable Studio for the city's own cable station, KGLN 11. Numerous water, wastewater, and sewer capital projects are also scheduled for Fiscal Year 2006-07 as the city continues to devote the necessary resources to maintain and upgrade the city's potable water system and sanitary sewer system. Overall, the Fiscal Year 2006-07 capital budget reflects the city's commitment to making the capital investments needed to meet the needs of the Glendale residential and business community.

The Fiscal Year 2006-07 General Fund (GF) revenue projection is fiscally prudent and reasonable and is linked to forecasts by experts on the Arizona economy. The consensus among experts on the Arizona economy is that next year will see a continuation of the vibrant, strong economy we are experiencing today. Nevertheless, a cautious approach was taken in establishing the GF revenue projection for Fiscal Year 2006-07.

An indication of the strength in today's economy is the growth Glendale has experienced with GF ongoing revenue. Between Fiscal Year 2001-02 and Fiscal Year 2004-05, GF ongoing revenue increased 26% or \$30.2M. City sales tax revenue increased 27% or \$11.1M over the same period of time, with state-shared revenue rising 6% or \$2.8M.

These ongoing revenue sources have continued to grow in the current fiscal year. For example, Fiscal Year 2005-06 state-shared revenue is expected to come in \$5.2M or 10.5% ahead of collections in Fiscal Year 2004-05. The city is well on its way to meeting that expectation. At the end of nine months, Fiscal Year 2005-06 state-shared revenue source is already \$5.7M or almost 16% ahead of collections in Fiscal Year 2004-05.

The story is the same for city sales tax receipts. Fiscal Year 2005-06 city sales tax revenue is expected to come in \$6.2M or 12% ahead of collections in Fiscal Year 2004-05. Again, the city is well on its way to meeting that expectation. At the end of nine months, Fiscal Year 2005-06 receipts are more than \$4M or 10% ahead of Fiscal Year 2004-05 collections for the same period. As with state-shared revenue, city sales tax collections typically are higher during the last half of the fiscal year.

While the city has experienced some outstanding rates of growth in its ongoing GF revenue over the past few years, the Fiscal Year 2006-07 GF revenue projection reflects continued but more moderate growth. Specifically, the GF ongoing revenue projection assumes a cautious growth rate of 4.3%, which equates to \$6.8M more than the GF revenue we expect to collect this fiscal year. For city sales tax, the projection reflects a 5.9% growth rate. For state-shared revenue, the projection reflects a 4% growth rate after adjusting for the expected impact of the mid-decade census on the distribution of state-shared revenues.

The city's revenue is expected to continue growing in Fiscal Year 2006-07 as the phase I development of the Westgate project is expected to open its committed retail, restaurant, and entertainment venues totaling approximately 500,000 square feet. In addition, development in and around Glendale's professional sports facilities is moving forward at a rapid pace. Of particular note is the southwest region's first Cabela's store that is expected to open in late summer 2006 in the Zanjero development. Complementary tourist businesses, such as hotels and restaurants, are also coming out of the ground in the Zanjero development.

The realized and anticipated growth in ongoing revenue is significant because it means Glendale can support and maintain quality, ongoing city services to sustain a high quality of life for the Glendale community. This kind of healthy growth is a result of the economic development strategies that are based on the Council's guidance. These economic development strategies have led to Glendale's strong financial position that positions the city for a bright future.

The fifth budget workshop occurred on April 11, 2006. The topics addressed at that workshop included whether

- to fund the recommended Fiscal Year 2006-07 operating budget, including all supplemental requests that were presented during the past four budget workshops, and were also published in the Council budget workbook that was distributed to the Council on March 2, 2006; and
- to approve the Preliminary Fiscal Year 2007-16 Capital Improvement Plan (CIP), including the pay-as-you-go (PAYGO) program.

Also discussed at the fifth workshop were the following issues, which were addressed in written responses to the Council as a result of questions that arose during the prior four budget workshops:

- Neighborhood traffic mitigation,
- Traffic signal warrant and construction program,
- Civic Center maintenance reserve,
- Acceleration of landscape improvements in high impact areas, and
- Mega events budget discussion follow up.

The fourth budget workshop occurred on April 4, 2006. The topics addressed at that workshop were the budget requests for the following departments or subject areas: Administrative Services; Management and Budget; Economic Development; Rebates and Incentives; Finance; Lease Payments; Information Technology; City Auditor's Office; City Manager's Office; Community Action Program; Human Resources budget requests, with the exception of the total compensation supplementals, which were addressed at the April 11 budget workshop; Employee Groups; Intergovernmental Programs; Marketing and Communications; Civic Center; and Utilities. Also presented was the preliminary Fiscal Year 2007-16 Capital Improvement Plan, which includes the PAYGO program and supplemental requests related to the operation and maintenance of capital projects coming on line in Fiscal Year 2006-07.

The third budget workshop occurred on March 28, 2006. The issues addressed at that workshop were the budget requests for the following departments or subject areas: Community Development Administration, Building Safety, Code Compliance, Engineering, Planning, Transportation, Public Works Administration, Environmental Resources, and Field Operations.

The second budget workshop occurred on March 21, 2006. The issues addressed at that workshop were the budget requests for the following departments or subject areas: Police, Fire, Homeland Security, City Attorney, City Clerk, City Court, City Council Office, Office of the Mayor, Mega Events, Community Information & Service Administration, Community Partnerships, Neighborhood Grants, Residential Infill Housing, Library & Arts, Parks & Recreation, and Non-Departmental.

The preliminary capital improvement program report was distributed to the Mayor and Council on March 15, 2006.

The first budget workshop occurred on March 14, 2006. The issues addressed at that workshop were the Fiscal Year 2005-06 second quarter report on General Fund (GF) revenues and expenditures and the Fiscal Year 2006-07 GF revenue projection, as well as the Police Department staffing study.

Glendale's budget is an important financial, planning, and public communication tool. It gives residents and businesses a clear and concrete view of the city's direction for public services, operations and capital facilities and equipment. It also provides the community with a better understanding of the city's ongoing needs for stable revenue sources to fund public services, ongoing operations and capital facilities and equipment.

The budget also provides the Council and residents a means to evaluate the city's financial stability.

All budget workshops were open to the public and were posted publicly per state requirements.

The annual budget (all funds) for the City of Glendale is divided into four major components, which include all appropriations for the city. The total budget, including all four components, is \$913 million.

The four components and their respective total amounts for Fiscal Year 2006-07 are as follows:

- The *operating budget* finances the day-to-day provision of city services and totals \$337 million (all funds);
- The *capital improvement budget* funds the construction of city facilities, such as roads and buildings, and totals \$435 million (all funds) for Fiscal Year 2006-07;
- The *debt service budget* is used to repay money the city has borrowed, primarily for capital improvements, and totals \$53 million (all funds); and
- The final component of the budget is the *contingency appropriation*, which is made up of funds reserves and is available to cover emergency expenses or revenue shortages, and totals \$88 million (all funds) for Fiscal Year 2006-07.

The recommendation was to conduct a public hearing, waive reading beyond the title, and adopt a resolution approving the Fiscal Year 2006-07 preliminary operating budget and the Fiscal Year 2007-16 preliminary capital budget and give notice of the date for a public hearing on setting the property tax levy.

**Mayor Scruggs opened the public hearing on Agenda Item No. 32. As there were no comments, Mayor Scruggs closed the public hearing.**

Resolution No. 3972 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING THE ESTIMATES OF THE AMOUNTS REQUIRED FOR THE PUBLIC EXPENSE FOR THE CITY OF GLENDALE FOR THE FISCAL YEAR 2006-2007; ADOPTING A TENTATIVE BUDGET; SETTING FORTH THE REVENUE, THE AMOUNT TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES; AND GIVING NOTICE OF THE TIME FOR HEARING TAXPAYERS FOR FIXING THE TAX LEVIES.**

**It was moved by Frate, and seconded by Martinez, to pass, adopt and approve Resolution No. 3972 New Series. The motion carried unanimously.**

**33. PROPOSED INCREASE IN WATER AND SEWER RATES**

Mr. Ken Reedy, Deputy City Manager presented this item.

This is a request for the City Council to hold a public hearing and adopt a resolution implementing a water and sewer rate adjustment, effective with the October 2006 utility billing.

An adjustment in water and sewer rates is necessary to continue to maintain the Council goal of providing high-quality services to Glendale citizens.

One of Glendale's top priorities is to provide safe drinking water 24 hours a day, seven days a week to its utilities customers. In order to provide the best water and sewer services, and remain in compliance with Federal and State regulatory requirements, there are a series of improvements that need to be completed. These include construction of the Oasis Water campus, renovation of water and wastewater treatment plants, rehabilitation of the water distribution and sewer collection systems, and security enhancements to critical facilities.

The recommended rate adjustments are necessary to provide the financial resources to complete the required improvements, which are listed in the ten-year Capital Improvement Program, and ensure that the Water and Sewer Enterprise Funds maintain adequate operational cash reserves.

In 2005, as part of the Utilities Department comprehensive annual needs assessment, the consulting firm of Black & Veatch was contracted to update the 2003 water and sewer rate report. This update was necessary to address the revised cost estimates of projects included in the Utilities needs assessment and the ten-year Capital Improvement Program. These revised cost estimates reflect the inflationary trend in the construction market and additional costs resulting from recommendations of the Utilities Security Master Plan. As part of the update, Black & Veatch also reviewed and evaluated revenues and revenue requirements of the Utilities Department. The results of this updated analysis were presented at the March 7, 2006 Council workshop, with the stipulation that the requested adjustment would be for Fiscal Year 2006-07, with Council reviewing the rates annually.

On May 9, 2006, the Council adopted a notice of intention to increase water and sewer rates and set the public hearing for June 13, 2006.

On October 26, 2004, following the legally prescribed public hearing, the Council authorized the adoption of a resolution implementing water rate adjustments effective with the January 2005 water utility billing.

Prior to the January 2005 rate increase, no water rate increases had been authorized since November 1, 1995.

On January 13, 2004, following the legally prescribed public hearing, the Council authorized the adoption of a resolution implementing a sewer rate adjustment effective with the February 2004 utility billing. This was the last previous sewer rate increase authorized by the Council.

The proposed water and sewer rate adjustments will help to ensure that the city has the financial resources to continue to provide the highest quality water and sewer services to Glendale citizens and remain in compliance with Federal and State regulations.

Public input will be received during the June 13, 2006, public hearing.

The recommendation was to conduct a public hearing, waive reading beyond the title and adopt a resolution implementing water rate and sewer rate adjustments effective with the October 2006 utility billing.

Councilmember Martinez asked how Glendale will compare to other cities in terms of its water and sewer rates. Mr. Reedy said Glendale will be in the middle of the upper range. Councilmember Martinez asked if other cities are expected to increase their rates. Mr. Reedy said he believes other cities will have to increase rates due to increased construction costs.

In response to Vice Mayor Eggleston's question, Mr. Reedy explained an enterprise fund is operated as a business and is solely funded through water and sewer rates. He stated no other city funds or taxes are involved in supporting the facilities. Vice Mayor Eggleston pointed out people who use little water will not see a rate increase. Mr. Reedy agreed, stating the rates are structured to encourage water conservation.

Councilmember Clark said, while no one likes to raise rates, there are at least three major reasons justifying their decision to do so. She asked Mr. Reedy to explain the driving factors behind the rate increases. Mr. Reedy said the increase in construction costs is the primary reason behind the rate changes, noting some of the costs have increased 100 percent over the past three years. He stated fuel and labor costs have also increased. Councilmember Clark pointed out old lines in some areas of the city need to be replaced. Mr. Reedy agreed. He said the City of Glendale was created in 1892 and the water system was purchased in 1915, noting some of those lines are still in the ground. Councilmember Clark asked if population growth is also a factor. Mr. Reedy explained the impact fees the Council just approved will help offset the cost of constructing new facilities for growth related projects. Councilmember Clark asked Mr. Reedy if it is fair to say the Council wrestled with this issue for several months. Mr. Reedy responded yes, stating they have gone through a very extensive process, which included a lot of public involvement.

**Mayor Scruggs opened the public hearing on Agenda Item No. 33. As there were no comments, Mayor Scruggs closed the public hearing.**



Resolution No. 3973 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ESTABLISHING WATER RATES PURSUANT TO GLENDALE CITY CODE, CHAPTER 33, ARTICLE II, SECTION 33-77; ESTABLISHING SEWER SERVICE USER CHARGES PURSUANT TO GLENDALE CITY CODE, CHAPTER 33, ARTICLE III, SECTION 33-174; AND SETTING FORTH EFFECTIVE DATES.**

**It was moved by Eggleston, and seconded by Goulet, to pass, adopt and approve Resolution No. 3973 New Series. The motion carried unanimously.**

#### **REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION**

**It was moved by Eggleston, and seconded by Martinez, to hold a City Council Workshop at 1:30 p.m. on Tuesday, June 20, 2006 in Room B-3 of the City Council Chambers, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.**

#### **CITIZEN COMMENTS**

No comments were made.

#### **COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Clark said the first in a series of mega events will occur in August, with the opening of the Cardinals Stadium. She said the event will be a learning experience for the city as they learn to manage traffic and parking in and around the stadium. She stated the city has been very proactive in trying to resolve issues prior to the actual event and, to that end, an ad-hoc citizens committee has been established. She noted she also established a district committee to work on the issues. She said a series of open houses will be held for residents, especially those in the high impact area between 91<sup>st</sup> and 83<sup>rd</sup> Avenues, Northern to Camelback. She stated the open houses will be held at Desert Mirage Elementary School at 6:30 p.m. on June 15, June 21 and June 22. She encouraged citizens from throughout the city to attend the meetings.

Councilmember Goulet announced the Grand Avenue underpass opening ceremony is scheduled for July 6. He stated they are also getting ready to open the regional park at 63<sup>rd</sup> Avenue and Northern.

Councilmember Lieberman noted June 14 is Flag Day and encouraged everyone to fly their flags. He stated the American Legion will hold a flag raising ceremony at 8:30 a.m. and the City of Glendale will have a flag raising ceremony at Station 158 at 8:30 a.m. He said a representative from the Target Store at 43<sup>rd</sup> Avenue and Peoria indicated during a meeting last Wednesday that they are finally going to demolish the Service Merchandise and Target Store buildings in January and begin construction of the new 120,000 square foot Target Greatland store in February. He stated the new

store will open in October 2007. He said the city is hosting its summer concert series on Thursdays at the city hall amphitheater.

Councilmember Martinez announced the Glendale Foothills Dog Park will close temporarily while improvements are made, noting it will reopen July 19. He stated a temporary park has been set up on the south side of the Foothills Library.

Councilmember Frate thanked the Scout Troup for attending. He thanked staff for their hard work on issues related to the city's upcoming fiscal year. He wished all of the fathers a "Happy Fathers Day". He noted the city is under a heat advisory, asking residents to keep an eye on elderly neighbors. He urged everyone to watch children around water.

Mayor Scruggs noted a change in command took place at Luke Air Force Base today, from Brigadier General Robin Rand to Brigadier General Select Tom Jones. She said Brigadier General Rand was a tremendous warrior in the effort to preserve the mission of Luke Air Force Base and a tremendous friend to everyone in the valley. She said they expect the same from Brigadier General Select Jones.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:00 p.m.

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Pamela Hanna - City Clerk